
STATUTORY INSTRUMENTS

2001 No. 3969

The National Care Standards Commission
(Registration) Regulations 2001

PART III

CERTIFICATES OF REGISTRATION

Registers

8.—(1) The Commission shall keep a register in respect of each description of establishment or agency specified in section 4(8)(a) or (9)(a) of the Act, other than that of voluntary adoption agency.

(2) Each register shall contain, in relation to each establishment or agency in respect of which a person's application for registration has been granted—

- (a) the particulars specified in Part I of Schedule 7; and
- (b) the particulars specified in respect of the register in Part II of that Schedule.

Contents of certificate

9. Where the Commission is required to issue a certificate of registration it shall ensure that the certificate contains the following particulars—

- (a) the name, address and telephone number of the Commission;
- (b) the name and address of the person who has been registered as the person who carries on the establishment or agency;
- (c) where the person is an organisation, the name of the responsible individual;
- (d) the name of the person registered as the manager of the establishment or agency;
- (e) the description of the establishment or agency by reference to the description of establishment or agency specified in section 4(8)(a) or (9)(a) of the Act;
- (f) where the registration is subject to any condition, details of the condition including any requirement in the condition as to—
 - (i) the facilities or services that are to be provided;
 - (ii) the number of service users for whom accommodation or services may be provided;
 - (iii) the description of persons to whom facilities or services are to be provided;
 - (iv) any period of time within which the condition is to be fulfilled;
 - (v) the number and description of persons to be working at any specified place and time;
- (g) the date of registration;
- (h) a statement that if an establishment or agency is not carried on in accordance with the relevant requirements and conditions the registration is liable to be cancelled by the Commission;

- (i) a statement that the certificate relates only to the person to whom it is issued by the Commission and is not capable of being transferred to another person.

Return of certificate

10. If the registration of a person in respect of an establishment or agency is cancelled, he shall, not later than the day on which the decision or order cancelling the registration takes effect, return the certificate of registration to the Commission by—

- (a) delivering it to the Commission; or
- (b) sending it to the Commission by registered post or by recorded delivery.

Offence

11.—(1) A failure to comply with regulation 10 shall be an offence.

(2) The Commission shall not bring proceedings against a person in respect of any failure to comply with that regulation unless—

- (a) notice has been given to him in accordance with paragraph (3);
- (b) the period specified in the notice, beginning with the date of the notice, has expired; and
- (c) the person fails to comply with that regulation.

(3) Where the Commission considers that the person has failed to comply with regulation 10, it may serve a notice on the person specifying—

- (a) in what respect in its opinion the person has failed or is failing to comply with the requirements of that regulation;
- (b) what action, in the opinion of the Commission, the person should take so as to comply with that regulation; and
- (c) the period, not exceeding three months, within which the person should take action.